

LABEL, IN PART: "Staff-O-Life Brand Mustard Greens Distributed by Canners Exchange, Inc., Springfield, Mo."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of larvae and aphids.

DISPOSITION: April 5, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9348. Adulteration of canned mustard greens. U. S. v. 48 Cases of Canned Mustard Greens. Default decree of condemnation and destruction. (F. D. C. No. 18749. Sample No. 47023-H.)

LIBEL FILED: On or about January 2, 1946, District of Colorado.

ALLEGED SHIPMENT: On or about June 28, 1945, by the Appleby-Young Canning Co., from Fayetteville, Ark.

PRODUCT: 48 cases, each containing 24 1-pound, 2-ounce cans, of mustard greens at Denver, Colo.

LABEL, IN PART: "Hiwasse Brand Mustard Greens."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of aphids and larvae.

DISPOSITION: February 14, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9349. Adulteration of canned turnip greens. U. S. v. 260 Cases of Canned Turnip Greens. Consent decree of condemnation and destruction. (F. D. C. No. 18796. Sample No. 37831-H.)

LIBEL FILED: January 15, 1946, District of Oregon.

ALLEGED SHIPMENT: On or about August 11, 1945, by the Montgomery Canning Co., from Mission, Tex.

PRODUCT: 260 cases, each containing 6 1-pound, 2-ounce cans, of turnip greens at Portland, Ore.

LABEL, IN PART: "Del-I-Pak Brand Turnip Greens."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: February 18, 1946. The sole interveners having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered destroyed.

9350. Misbranding of onions. U. S. v. Lee and Schnaidt. Plea of nolo contendere. Fine, \$100. (F. D. C. No. 16609. Sample Nos. 29377-H, 29648-H.)

LIBEL FILED: December 12, 1945, Southern District of California, against Lee and Schnaidt, a partnership, Bakersfield, Calif.

ALLEGED SHIPMENT: On or about June 12, 1945, from the State of California into the States of Missouri and New Jersey.

LABEL, IN PART: "50 Lbs. Net Weight * * * California Onions."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents since the bags contained less than 50 pounds net weight.

DISPOSITION: March 21, 1946. A plea of nolo contendere having been entered on behalf of the defendant, the court imposed a fine of \$50 on each of the 2 counts.

Nos. 9351 to 9358 report actions involving canned peas that purported to be a food for which a standard of quality has been prescribed by law, but the quality fell below the standard because of higher alcohol-insoluble solids than the maximum permitted by the standard, and the labels failed to bear, in the manner and form that the regulations specify, a statement that the product was below the standard.

9351. Misbranding of canned peas. U. S. v. 810 Cases and 998 Cases of Canned Peas. Consent decrees of condemnation. Product ordered released under bond. (F. D. C. Nos. 18871, 18928. Sample Nos. 18095-H, 19731-H.)

LIBELS FILED: January 29 and February 1, 1946, Northern District of Illinois and District of Minnesota.

ALLEGED SHIPMENT: On or about July 30 and December 17, 1945, by the Cambria Canning Corporation, from Fall River and Cambria, Wis.

PRODUCT: 810 cases of canned peas at Chicago, Ill., and 998 cases of the same product at Minneapolis, Minn. Each case contained 24 1-pound, 4-ounce cans.

LABEL, IN PART: "Barco Brand [or "Come Again Brand"] Early June Peas."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the article was below standard.

DISPOSITION: March 1 and 28, 1946. The Cambria Canning Corporation and the Blair Packing Corporation, Fall River, Wis., claimants for the respective lots, having consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond for relabeling under the supervision of the Food and Drug Administration.

9352. Misbranding of canned peas. U. S. v. 1,042 Cases of Canned Peas. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 18816. Sample Nos. 14115-H, 14130-H.)

LIBEL FILED: January 8, 1946, Middle District of Tennessee.

ALLEGED SHIPMENT: On or about July 16, 1945, by the E. G. Reece Canning Co., from Waldron, Ind.

PRODUCT: 1,042 cases, each containing 24 1-pound, 4-ounce cans, of peas at Nashville, Tenn.

LABEL, IN PART: "Gold Cord Early June Alaska Peas."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the product was below standard.

DISPOSITION: February 1, 1946. The E. G. Reece Canning Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be relabeled as substandard, under the supervision of the Food and Drug Administration.

9353. Misbranding of canned peas. U. S. v. 862 Cases of Canned Peas. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 18570. Sample No. 19622-H.)

LIBEL FILED: December 13, 1945, Northern District of Iowa.

ALLEGED SHIPMENT: On or about September 18, 1945, from New Holstein, Wis., by A. T. Hipke and Sons, Inc.

PRODUCT: 862 cases, each containing 24 cans, of peas at Fort Dodge, Iowa.

LABEL, IN PART: "Little Boy Early June Peas Contents 1 Lb. 4 Oz."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the article was below standard.

DISPOSITION: January 19, 1946. A. T. Hipke & Sons, Inc., having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be relabeled under the supervision of the Food and Drug Administration.

9354. Misbranding of canned peas. U. S. v. 648 Cases of Canned Peas. Decree of condemnation. Product ordered released under bond. (F. D. C. No. 19018. Sample No. 41824-H.)

LIBEL FILED: January 30, 1946, Eastern District of Virginia.

ALLEGED SHIPMENT: On or about August 25, 1945, by Stokely-Van Camp, Inc., from Lakeland, Minn.

PRODUCT: 648 cases, each containing 24 1-pound, 4-ounce cans, of peas at Norfolk, Va.

LABEL, IN PART: "Pearl Brand Selected Early June Peas * * * Distributed By Eickhoff Farm Products Company * * * Indianapolis, Ind."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the product was below standard.

DISPOSITION: March 7, 1946. Stokely-Van Camp, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be relabeled under the supervision of the Food and Drug Administration.

9355. Misbranding of canned peas. U. S. v. 289 Cases and 194 Cases of Canned Peas. Decree of condemnation. Product ordered released under bond. (F. D. C. No. 18779. Sample Nos. 19524-H, 19525-H.)

LIBEL FILED: January 4, 1946, District of South Dakota.